corney Docket No. 00626A/HG

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

: Takafumi KOHAMA et al.

Serial No.

: 09/943,712

Filed

: August 31, 2001

For

: PHARMACEUTICAL COMPOSITION

Art Unit

: 1614

Examiner

: Dwayne C. Jones

## NOTICE OF APPEAL

COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, VA 22313-1450

SIR:

Applicants hereby Appeal from the decision dated December 13, 2002, of the Primary Examiner finally rejecting Claims 1 through 28, inclusive.

A check in the amount of \$320.00 is enclosed herewith in payment of the Appeal fee.

A PETITION FOR EXTENSION OF TIME is being filed concurrently herewith.

Frishauf, Holtz, Goodman & Chick, P.C. 767 Third Ave., 25th Floor New York, NY 10017-2023 Tel. No. (212) 319-4900 Fax No.: (212) 319-5101

MJC/ld

Respectfally submitted,

Reg. No. 26,853

Enc.: Check \$320.00

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320.00 GP

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient/postage as/First Class

mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date noted beloy.

Marshall J. Chick

Dated: June 10, 2003

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this

Paper, to Account No. 06-1378